

## DECLARATION AND POWER OF ATTORNEY

As the below-named inventors, we declare that:

Our residences, post office addresses, and citizenships are as stated below under our names.

We believe we are the original, first, and joint inventors of the invention entitled "AUTOMATIC SOFTWARE INSTALLATION ON HETEROGENEOUS NETWORKED COMPUTER SYSTEMS," which is described and claimed in the foregoing specification and claims of patent application Serial No. 08/403,244, which we filed in the United States Patent and Trademark Office on March 10, 1995 and for which a patent is sought.

We have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to herein (if any).

We acknowledge our duty to disclose information of which we are aware which is material to the examination of this application in accordance with 37 C.F.R. § 1.56(a).

We hereby appoint RICHARD W. SEED, Registration No. 16,557; ROBERT J. BAYNHAM, Registration No. 22,846; EDWARD W. BULCHIS, Registration No. 26,847; GEORGE C. RONDEAU, JR., Registration No. 28,893; DAVID H. DEITS, Registration No. 28,066; WILLIAM O. FERRON, JR., Registration No. 30,633; PAUL T. MEIKLEJOHN, Registration No. 26,569; DAVID J. MAKI, Registration No. 31,392; RICHARD G. SHARKEY, Registration No. 32,629; GEORGE B. FOX, Registration No. 31,510; DAVID V. CARLSON, Registration No. 31,153; MAURICE J. PIRIO, Registration No. 33,273; KARL R. HERMANN, Registration No. 33,507; DAVID D. McMASTERS, Registration No. 33,963; ROBERT IANNUCCI, Registration No. 33,514; JOSHUA KING, Registration No. 35,570; MICHAEL J. DONOHUE, Registration No. 35,859; LORRAINE LINFORD, Registration No. 35,939; KEVIN J. CANNING, Registration No. 35,470; CHRISTOPHER J. DALEY-WATSON, Registration No. 34,807; STEVEN D. LAWRENZ, Registration No. 37,376; ROBERT G. WOOLSTON, Registration No. 37,263; CLARENCE T. TEGREENE, Registration No. 37,951; LAWRENCE W. NELSON, Registration No. 34,684; ELLEN M. BIERMAN, Registration No. 38,079; BRYAN A. SANTARELLI, Registration No. 37,560; DOLORES A. MORO, Registration No. 33,972; MICHAEL L. KIKLIS, Registration No. P-38,939; CAROL NOTTENBURG, Registration No. P-39,317; PATRICK McBRIDE, Registration No. P-39,295; ANN T. KADLECEK, Registration No. P-39,244; CRAIG S. JEPSON, Registration No. 33,517; and PETER T. PARKER, Registration No. 38,264, composing the firm of SEED and BERRY,

[illegible]

Michael L. Davis  
Michael L. Davis  
Date 5/8/95  
Residence : City of Bellevue, County of King  
State of Washington  
Citizenship : United States of America  
P.O. Address : 1738 - 172nd Place Northeast  
Bellevue, Washington 98008

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Express Mailing Label No.: EL 388 123 889 US

PATENT APPLICATION  
Docket No.: 13768.67.16.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: )  
 )  
Michael L. Davis, et al. )  
 )  
Serial No.: 09/397,480 ) Art Unit  
 ) 2756  
Filed: September 16, 1999 )  
 )  
For: AUTOMATIC SOFTWARE INSTALLATION ON )  
HETEROGENEOUS NETWORKED COMPUTER )  
SYSTEMS )

REVOCATION AND SUBSTITUTE POWER OF ATTORNEY

Assistant Commissioner of Patents  
Washington, DC 20231

Sir:

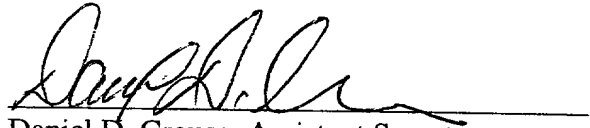
The undersigned, Daniel D. Crouse, declares: that he is Assistant Secretary of MICROSOFT CORPORATION, and that he is authorized to execute this Revocation and Substitute Power of Attorney on behalf of MICROSOFT CORPORATION; and that MICROSOFT CORPORATION, is the assignee of the entire interest of the above-identified application, as shown by the assignment concurrently filed herewith, a copy of said assignment is attached at Exhibit A hereto; and that the attached assignment has been reviewed by him, and to the best of his knowledge and belief title is in the assignee MICROSOFT CORPORATION. The assignee, MICROSOFT CORPORATION, hereby revokes all previous powers of attorney in the above-identified application, and now hereby appoints RICK D. NYDEGGER, Registration No. 28,651; DAVID O. SEELEY, Registration No. 30,148; JONATHAN W. RICHARDS,

Registration No. 29,843; BRADLEY K. DeSANDRO, Registration No. 34,521; JOHN M. GUYNN, Registration No. 36,153; CHARLES L. ROBERTS, Registration No. 32,434; GREGORY M. TAYLOR, Registration No. 34,263; DANA L. TANGREN, Registration No. 37,246; ERIC L. MASCHOFF, Registration No. 36,596; KEVIN B. LAURENCE, Registration No. 38,219; 39,780, ROBYN L. PHILLIPS, Registration No. 39,330; DAVID B. DELLENBACH, Registration No. 39,166; KEVIN K. JOHANSON, Registration No. 38,506; C.J. VEVERKA, Registration No. 40,858; JOHN C. STRINGHAM, Registration No. 40,831; R. BURNS ISRAELSEN, Registration No. 42,685; DAVID R. TODD, Registration No. 41,348; JESÚS JUANÓS i TIMONEDA, Registration No. 43,332; STEPHEN D. PRODNUK, Registration No. 43,020; R. PARRISH FREEMAN, JR., Registration No. 42,556; KYLE H. FLINDT, Registration No. 42,539; RICHARD C. GILMORE, Registration No. 37,335; and ADRIAN J. LEE, Registration No. 42,785, of WORKMAN, NYDEGGER & SEELEY, 1000 Eagle Gate Tower, 60 East South Temple, Salt Lake City, Utah 84111; and DANIEL D. CROUSE, Registration No. 32,022; and KATIE SAKO, Registration No. 32,628, of MICROSOFT CORPORATION, One Microsoft Way, Redmond, Washington 98052, as attorneys with full power of substitution and revocation, to prosecute said application, to make alterations and amendments therein, to receive the Letters Patent, and to transact all business in the Patent and Trademark Office connected therewith. The declarant further declares that all statements made herein of his own knowledge are true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon. All correspondence and telephonic communications should be directed to:

RICK D. NYDEGGER  
WORKMAN, NYDEGGER & SEELEY  
1000 Eagle Gate Tower  
60 East South Temple  
Salt Lake City, Utah 84111

All previous powers of attorney are hereby revoked.

Signed at Redmond, Washington, this 20 day of JANUARY, 2000.



Daniel D. Crouse, Assistant Secretary  
MICROSOFT CORPORATION  
One Microsoft Way  
Redmond, Washington 98052

67-16-1revpoa

WHEN RECORDED RETURN TO:

Workman, Nydegger & Seeley  
1000 Eagle Gate Tower  
60 East South Temple  
Salt Lake City, Utah 84111

PATENT APPLICATION

Docket No: 13768.67.16.1

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## ASSIGNMENT

WHEREAS, we, Michael L. Davis, and Raymond W. McCollum, (hereinafter referred to as ASSIGNORS), having post office addresses of 1738 – 172<sup>nd</sup> Place Northeast, Bellevue, WA 98008, and 16640 – 51<sup>st</sup> Avenue South, Seattle, WA 98188, respectively, are the joint inventors of an invention entitled “AUTOMATIC SOFTWARE INSTALLATION ON HETEROGENEOUS NETWORKED COMPUTER SYSTEMS,” as described and claimed in the specification forming part of an application for United States letters patent executed herewith;

Said invention being disclosed in a United States patent application executed heretofore and now identified as File No. 13768.67.16.1 of the law firm of Workman, Nydegger & Seeley, 1000 Eagle Gate Tower, 60 East South Temple, Salt Lake City, Utah 84111, and filed in the United States Patent and Trademark Office as Serial No. 09/397,480 on September 16, 1999.

WHEREAS, Microsoft Corporation (hereinafter referred to as ASSIGNEE), a corporation of the State of Washington having a place of business at One Microsoft Way, Redmond, WA 98052, is desirous of acquiring the entire right, title, and interest in and to the invention and in and to any letters patent that may be granted therefor in the United States and in any and all foreign countries;

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS hereby sell, assign, and transfer unto said ASSIGNEE, the entire right, title, and interest in and to said invention, said application and any and all letter patent which may be granted for said invention in the United States of America and its territorial possessions and in any and all foreign countries, and in any and all divisions, reissues, and continuations thereof, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from said United States application to which said foreign applications are entitled by virtue of international convention, treaty, or otherwise, said invention, application, and all letters patent on said invention to be held and enjoyed by ASSIGNEE and its successors and assigns for their use and benefit and of their successors and assigns as fully and entirely as the same would have been held and enjoyed by ASSIGNORS had this assignment, transfer, and sale not been made. ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue all letters patent on said invention to ASSIGNEE. ASSIGNORS agree to execute all instruments and documents required for the making and prosecution of applications for United States and foreign letters patent on said invention, for litigation regarding said letters patent, or for the purpose of protecting title to said invention or letters patent therefore.

Dated this 11 day of FEBRUARY, 2000.

*Michael L. Davis*

Michael L. Davis

~~1738 - 172<sup>nd</sup> Place Northeast~~

~~Bellevue, Washington 98008~~

U.S. Citizen

28631 NE Tolt Hill Rd.  
Carnation WA 98014

*MLD*

STATE OF WASHINGTON )

: ss.

COUNTY OF KING )

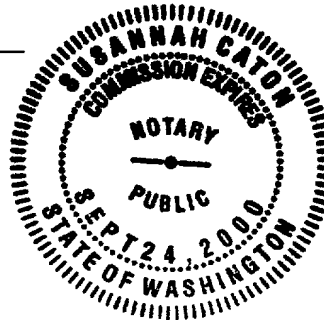
On FEBRUARY 11, 2000, before me personally appeared Michael L. Davis, known to me to be the person described and who signed the foregoing Assignment in my presence and acknowledged under oath before me that he/she has read the same and know the contents thereof and that he/she executed the same as his/her free act and deed and for the purposes set forth therein.

*Susannah Caton*

NOTARY PUBLIC

Residing at Seattle, Washington

My Commission Expires: 9-24-2000



Dated this 19 day of January, 2000.

Raymond W. McCollum

Raymond W. McCollum

~~16640 51<sup>st</sup> Avenue South~~ 8814 Woods Creek Rd.  
~~Seattle, Washington 98188~~ Monroe WA 98272  
U.S. Citizen

STATE OF WASHINGTON )

: ss.

COUNTY OF KING )

On January 19, 2000, before me personally appeared Raymond W. McCollum, known to me to be the person described and who signed the foregoing Assignment in my presence and acknowledged under oath before me that he/she has read the same and know the contents thereof and that he/she executed the same as his/her free act and deed and for the purposes set forth therein.

H. F. Williams

NOTARY PUBLIC

Residing at Seattle, Washington

My Commission Expires: 8-12-02



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